

ORIGINAL

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554**

In the Matter of

Amendment of Section 73.202(b)
Table of Allotments
FM Broadcast Stations
(Cross Plains, Texas et al.)

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MM Docket No. 98-198
RM - 9304

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

MOTION FOR LEAVE TO SUPPLEMENT RECORD

First Broadcasting Management, LLC, Gain-Air, Inc. and KCYT-FM License Corp. ("FBM"), by their attorneys, and pursuant to Sections 1.3 and 1.415(d) of the Commission's Rules, 47 C.F.R. §§ 1.3, 1.415(d), respectfully move that the Commission accept the accompanying Third Supplement to their Counterproposal in the above-captioned proceeding.¹ By this Third Supplement, FBM seeks to update the record in this proceeding. The Commission can accept this supplement as a matter within its discretion. See, e.g., South Congaree and Batesburg, South Carolina, 5 FCC Rcd 7480, 7483 n.3 (MMB 1990) and Live Oak and St. Augustine, Florida, 4 FCC Rcd 758, 760-61 n.4 (MMB 1989).

The Counterproposal is unopposed, and no party would be prejudiced by the acceptance of this Third Supplement. FBM does not argue the merits of its proposal or raise any new issues in this supplement. This supplement reports that Station KNTU(FM) has become licensed to McKinney, Texas, which is one of the events that will assure a successful implementation of the Counterproposal should it be granted. Accordingly, FBM respectfully requests that the Allocations Branch consider this Third Supplement as an amendment to its Counterproposal in this proceeding.

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1. FBM timely filed a Supplement to its Counterproposal on December 21, 1998, and a Second Supplement on January 27, 1999.

Respectfully submitted,

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November 8, 1999

CERTIFICATE OF SERVICE

I, Lisa M. Balzer, a secretary in the law firm of Shook, Hardy & Bacon, do hereby certify that I have on this 8th day of November, 1999 caused to be mailed by first class mail, postage prepaid, copies of the foregoing **"Motion for Leave to Supplement Record"** to the following:

- | | | | |
|---|---|--|---|
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* HAND DELIVERED